

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

EXELA PHARMA SCIENCES, LLC;  
EXELA PHARMSCI, INC; and  
EXELA HOLDINGS, INC.

Plaintiffs,

vs.

HON. DAVID J. KAPPOS,  
Under Secretary of Commerce for Intellectual  
Property and Director of the United States  
Patent and Trademark Office and UNITED  
STATES PATENT AND TRADEMARK  
OFFICE;

Defendants,

and

SCR PHARMATOP and CADENCE  
PHARMACEUTICALS, INC.

Intervenors-Defendants.

Civil Action No. 1:12-cv-00469

**NOTICE OF APPEAL**

Notice is hereby given that Exela Pharma Sciences, LLC, Exela Pharmsci, Inc. and Exela Holdings, Inc., Plaintiffs in the above-named case, appeals to the United States Court of Appeals for the Federal Circuit from the Final Order dismissing Defendants Hon. David J. Kappos and United States Patent and Trademark Office entered in this action on the 19th day of December, 2012.

*Of counsel*

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/s/

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### CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of February, 2013, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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/s/

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